

TOWN OF MOUNT AIRY

RESOLUTION NO. 2020-3

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF MOUNT AIRY (the "Town") TO AUTHORIZE THE CONSUMPTION AND POSSESSION IN OPEN CONTAINERS OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY DURING THE FOLLOWING EVENT (the "Event"):

"AVA'S 5K FOR DOWN SYNDROME

Watkins Park Pavilion

And within a 200 ft. radius around the Pavilion

May 2, 2020

9:00am – 1:00pm

SUBJECT TO THE ISSUANCE OF A SPECIAL OR TEMPORARY LIQUOR LICENSE BY THE LIQUOR BOARD OF CARROLL COUNTY (the "Liquor Board") AND TO AUTHORIZE THE MAYOR AND/OR TOWN MANAGER TO DELIVER INDEMNIFICATION TO THE STATE WITH REGARD TO THE EVENT AS NECESSARY TO PROCURE STATE APPROVAL FOR THE CLOSING AND USE OF STATE ROADS DURING THE EVENT.

WHEREAS, the Town is a municipal corporation of the State of Maryland;

WHEREAS, pursuant to their authority under the Alcoholic Beverages Article of the Maryland Code, Sections 6-208 and 6-321(b)(2)(i) and Section 41-3D of the Town Code, it is within the powers of the Mayor and Town Council to adopt a Resolution authorizing the consumption and possession in open containers of alcoholic beverages on public property within the boundaries of the Town, subject to the issuance of a special or temporary liquor license by the Liquor Board.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN, this ____ day of _____ 2020, from 9:00am-1:00pm that the consumption and possession in open containers of alcoholic beverages during the Event is hereby approved on public property within the Town in such locations as may be identified in the Town's application for a special or temporary liquor license, subject to the issuance of a special or temporary liquor license by the Liquor Board; and

BE IT FURTHER RESOLVED that the Mayor and/or the Town Administrator are hereby authorized to execute and deliver an indemnity from the Town to the State, its agencies and personnel, including but not limited to the Maryland State Highway Administration, and its

employees, from and against any claim or lawsuit, arising out of or in connection with the Event as may be required to obtain State authorization for closing of any State roads during the Event and the use of such closed State roads for and during the Event, including permission for the consumption and possession in open containers of alcoholic beverages within the area of such closed State roads.

ADOPTED:

This ____ day of _____ 2020 by a vote of ____ in favor and ____ opposed

ATTEST:

Jason Poirier, Secretary

Larry Hushour, Council President

ATTEST:

Jason Poirier, Secretary

Patrick T. Rockinberg, Mayor

Approved as to form and
Legal sufficiency this ____ day
of _____ 2020

Thomas V. McCarron
Town Attorney